

TTAB

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8765TM-OPP

IN THE U.S. PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

SARA LEE CORPORATION  
Opposer

V.

Opp. No.: 91165598

GAFITEX S.R.L.  
Applicant

In re App. No. 78/197,414  
Published 20 July 2004  
Mark: TEXENERGY & DESIGN  
Classes: 24, 25

To the Hon. Asst. Comm. Of Trademarks  
P.O. Box 1451  
Arlington, VA 22313-1451

MOTION TO SUSPEND OPPOSITION

Applicant GAFITEX S.R.L. with the consent of Opposer, SARA LEE CORPORATION, moves for a further three month suspension of all terms in this opposition proceeding. Consistent with the TTAB communication of July 27, 2005, the suspension includes a new term for Applicant to file an Answer to the Notice of Opposition as well as new terms for all discovery and trial dates. Opposer and Applicant are continuing settlement negotiations and Applicant has drafted a revised identification of goods which will be sent in a few days to Opposer for consideration.

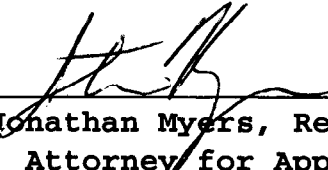


10-28-2005

The new terms are as follows:

Proceedings Resume	January 27, 2006
Applicant's Answer to Notice of Opposition due	February 26, 2006
Discovery Period to Close	April 25, 2006
Thirty Day Testimony Period for Party in Position of Plaintiff to Close	July 25, 2006
Thirty Day Testimony Period for Party in Position of Defendant to Close	September 24, 2006
Fifteen Day Rebuttal Testimony Period to Close	November 8, 2006

Respectfully submitted,  
The Firm of Karl F. Ross P.C.

  
By: Jonathan Myers, Reg. No. 26,963  
Attorney for Applicant

October 26, 2005  
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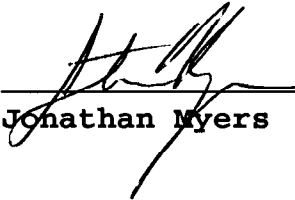
Atty's 8765TM-OPP

Opposition no.: 91165598

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing MOTION TO SUSPEND OPPOSITION was sent via First Class Mail, postage prepaid, to Opposer's attorney, Anne Fleeson, Esq., Sara Lee Corporation, Intellectual Property Law Department, 1000 East Haines Mill Road, Winston-Salem, NC 27105.

Oct. 26, 2005

  
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Jonathan Myers